

This Page Is Inserted by IFW Operations  
and is not a part of the Official Record

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning documents *will not* correct images,  
please do not report the images to the  
Image Problem Mailbox.**

PTO/59/00 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# **REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

Address to:  
Commissioner for Patents  
Mail Stop RCE  
Washington, DC 20231

Application Number	09/786,012
Filing Date	February 26, 2001
First Named Inventor	Jong Seob Kim
Art Unit	1745
Examiner Name	Julian A. Mercado
Attorney Docket Number	PL-120

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1994, or to any design application.

## **1. Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## **2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## **3. Fees**

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 18-0085
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) \$750
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) \$410.00 Two month Extension of Time
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)
- WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## **SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	David R. Salwanchik	Registration No. (Attorney/Agent)	31,794
Signature	<i>David Salwanchik</i>	Date	Dec. 24, 2003

## **CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: December 24, 2003

Name (Print/Type)	David R. Salwanchik	Date	Dec 24, 2003
Signature	<i>David Salwanchik</i>		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Mail Stop RCE, Alexandria, VA 22313.



Ralcorp Holdings, Inc.

P.O. Box 618

St. Louis

Missouri 63108-0618

Number of Pages (including this sheet): 4

Date: 2/25/04

FAX COVER SHEET

TO: Refund Branch

FAX # (703) 308-5077

FROM: Gail Martin  
Ralcorp Holdings, Inc.  
(314) 877-7097

RE: \_\_\_\_\_

MESSAGE

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*\*\* Please call Gail at (314) 877-7097 if you have a problem receiving this fax \*\*\*

THIS MESSAGE IS INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, AND/OR EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR DISTRIBUTION OF THIS COMMUNICATION TO OTHER THAN THE INTENDED RECIPIENT IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY COLLECT TELEPHONE AT (314) 877-7097, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

FAXPAM.FRM

Direct Dial -- (314) 877-7097  
Fax Machine -- (314) 877-7748



Ralcorp Holdings, Inc.

P.O. Box 618

St. Louis

Missouri 63188-0618

February 25, 2004

Direct dial 314/877-7097

Fax 314/877-7748

VIA FACSIMILE  
703-308-5077

Refund Branch  
USPTO  
Washington, DC

RE: Ralcorp Holdings, Inc. Deposit Account #180085

Gentlemen:

Attached is documentation relating to an amount of \$1,190.00 which was mistakenly taken out of our Deposit Account. Apparently the firm of Saliwanchik, Lloyd and Saliwanchik faxed a request to you (see attached) on application number 09/786,012 on December 24, 2003. They authorized the deduction of the aforementioned amount from Deposit Account 19-0085. However, the fax rendered the initial portion of the account number difficult to discern and the "9" was construed to be an "8". Thus the amount was erroneously taken out of Ralcorp Holdings' Deposit Account #180085.

Please have \$1,190.00 deposited back into Ralcorp's Deposit Account #180085 to correct this error as soon as possible. We are approaching the time of year when we have considerable activity with the PTO, including renewals and statement of use filings, and we rely on drawing from this account for the requisite filing fees. I would appreciate notification when the amount has been credited.

Thank you for your attention and prompt action. If you have any questions or need additional information, please do not hesitate to contact us.

Sincerely,

A handwritten signature in cursive script that reads 'Carla E. Laszewski'.

Carla E. Laszewski  
Staff Attorney

CEL/gm

PTO Deposit Acct Letter 022404

DEC-24-2003 WED 03:12 PM SALIWANCHIK, LLOYD&amp;SALINA FAX NO. 352 372 5800

P. 02

Under the Paperwork Reduction Act of 1996, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Approved for use through 10/31/2002. OMB 0601-0001  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address for:  
Commissioner for Patents  
Mail Stop RCE  
Washington, DC 20231

Application Number	09/788,012
Filing Date	February 28, 2001
First Named Inventor	Jang Seob Kim
Art Unit	1746
Examiner Name	Julian A. Mexade
Attorney Docket Number	PI-120

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1994, or to any design application.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any Unintended amendments/changes retained to above will be explained)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ month(s). (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)

- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 C.F.R. § 1.17(b) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 18-0085
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) \$750
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.138 and 1.17) \$410.00 Two month Extension of Time
- iii. ☐ Other \_\_\_\_\_

- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	David R. Saliwanchik	Registration No. (Attorney/Agent)	51,714
Signature	David Saliwanchik	Date	Dec. 24, 2003

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage to first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: December 24, 2003

Name (Print/Type)	David R. Saliwanchik
Signature	David Saliwanchik
Date	Dec 24, 2003

**Guidance:** This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231.



**United States  
Patent and  
Trademark Office**



**Deposit Account Statement**

**Requested Statement Month:** January 2004  
**Deposit Account Number:** 180085  
**Name:** RALCORP HOLDINGS, INC.  
**Attention:** L.M. MULLEN  
**Address:** P.O. BOX 618  
**City:** ST. LOUIS  
**State:** MO  
**Zip:** 63188-0618

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/12	2	09786012	PI-120	1801	\$770.00	\$5,308.00
01/12	3	09786012	PI-120	1252	\$420.00	\$4,888.00

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$6,078.00	\$1,190.00	\$ .00	\$4,888.00

[Need Help?](#) | [Return to USPTO Home Page](#) | [Return to Office of Finance Home P.](#)